

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. 04-_____
	:	
v.	:	DATE FILED: _____
	:	
JASON CLARK	:	VIOLATION: 21 U.S.C. § 841(a)(1) (Possession with intent to distribute cocaine base ("crack") - 1 count) 18 U.S.C. § 922(g)(1) (Possession of a firearm by a convicted felon - 1 count) 18 U.S.C. §924(c)(1) (Possession of a firearm in furtherance of a drug trafficking crime - 1 count) 21 U.S.C. § 853 (Notice of forfeiture)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about February 12, 2001, at Philadelphia, in the Eastern District of
Pennsylvania, defendant

JASON CLARK

did knowingly and intentionally possess with intent to distribute more than 50 grams, that is
approximately 150 grams, of a mixture or substance containing a detectable amount of cocaine
base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 12, 2001, at Philadelphia, in the Eastern District of
Pennsylvania, defendant

JASON CLARK,

having been previously convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce, a firearm and ammunition, that is a Tanfolgio Armi Guiseppe (Frat). Model Witness, .40 caliber semi-automatic handgun, serial number EA04033, loaded with seven live rounds of ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 12, 2001, at Philadelphia, in the Eastern District of Pennsylvania, defendant

JASON CLARK

knowingly possessed a firearm, that is, a Tanfolgio Armi Guiseppe (Frat), serial number EA04033, loaded with seven live rounds of ammunition, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute cocaine base (“crack”), in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Section 924(c)(1).

NOTICE OF FORFEITURE

1. As a result of the violation of Title 21, United States Code, Section 841(a)(1), as set forth in Count One of this indictment, defendant

JASON CLARK

shall forfeit to the United States of America:

a. Any property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of the violation of Title 21, United States Code, Section 841(a)(1), as set forth in Count One of this indictment, including but not limited to the sum of \$3,041; and

b. Any property used or intended to be used, in any manner or part, to commit or to facilitate the commission of the violation of Title 21, United States Code, Section 841(a)(1) as charged in Count One of this indictment.

2. If any of the property subject to forfeiture, as a result of any act or omission of defendant:

(a) cannot be located upon the exercise of due diligence;

(b) has been transferred or sold to, or deposited with, a third party;

(c) has been placed beyond the jurisdiction of the Court;

(d) has been substantially diminished in value; or

(e) has been commingled with other property which cannot be divided without difficulty,

it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property

subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
UNITED STATES ATTORNEY